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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

12 AMIR ALI KHAN,)
 13 Plaintiff,) No. C 07-2871 BZ
 14 v.)
 15 ALBERTO GONZALES, Attorney General of)
 the United States; MICHAEL CHERTOFF,)
 16 Secretary of the Department of Homeland)
 Security; EMILIO GONZALEZ, Director of)
 17 United States Citizenship and Immigration)
 Services; ROBERT S. MUELLER, III, Director)
 18 of the Federal Bureau of Investigation;)
 CHRISTINA POULOS, Director of the)
 19 California Service Center; et al.,)
 20 Defendants.)
 21

) **PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

22 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute
 23 Resolution Procedures in the Northern District of California," or the specified portions of the ADR
 24 Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution
 25 options provided by the court and private entities, and considered whether this case might benefit
 26 from any of them.

27 Here, the parties agree that referral to a formal ADR process will not be beneficial because this
 28 action is limited to plaintiff's request that this Court compel defendants to adjudicate the

1 application for naturalization. Defendants have already requested the FBI expedite the name check
2 so that the application may be processed as soon as possible. Given the substance of the action and
3 the lack of any potential middle ground, ADR will only serve to multiply the proceedings and
4 unnecessarily tax court resources.

5 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
6 ADR Multi-Option Program and that they be excused from participating in the ADR phone
7 conference and any further formal ADR process.

8 Date: November 6, 2007

Respectfully submitted,

9 SCOTT N. SCHOOLS
10 United States Attorney

11 /s/
12 EDWARD A. OLSEN
13 Assistant United States Attorney
14 Attorneys for Defendants

15 Date: November 6, 2007

16 /s/
17 SHAH PEERALLY
18 Attorneys for Plaintiff

19 ORDER

20 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
21 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
22 any further formal ADR process.

23 SO ORDERED.

24 Date: November 7, 2007

25 
26 BERNARD ZIMMERMAN
27 United States Magistrate Judge

